

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 2008 – 8K - F

DATE OF NOTICE: AUGUST 29, 2008

Note: please refer to the last page of this notice for information regarding your rights and responsibilities pertaining to the Public Notice process and timeframes. Please feel free to contact us with any questions or concerns.

The Office of Water Quality issues the following NPDES FINAL PERMITS.

MINOR – NEW

BARRETT & STOKLEY INC., Permit No. IN0063207, MARION COUNTY, 3755 E 82nd St., Indianapolis, IN. This industrial facility will discharge 0.002 million gallons per day of non process wastewater into White River. Permit Writer: Nicole Gardner at 317/232-8707.

CITY OF COLUMBIA CITY – MORSCHER'S PARK SPLASH PAD, Permit No. IN0063223, WHITLEY COUNTY, 1035 E SR 205, Columbia City, IN. This industrial facility will discharge non-process wastewater to the Blue River. Permit Writer: Beth Noel at 317/232-8706.

TIPTON/GETRAG DIVISION E WWTP, Permit No. IN0063215, TIPTON COUNTY, 177 S CR 560 W, Tipton, IN. This municipal facility will discharge 0.125 million gallons per day of treated sanitary wastewater into Dixon Creek. Permit Writer: Leigh Voss at 317/232-8698.

MINOR- RENEWALS

TOWN OF BRYANT WWTP, Permit No. IN0055158, JAY COUNTY, 1258 E 600 N, Bryant, IN. This municipal facility discharges 0.08 million gallons per day of treated sanitary wastewater into Perry Ditch. Permit Writer: Julie Morris at 317/232-8739.

BUCKEYE PIPELINE COMPANY, Permit No. IN0056979, multi-county permit. This industrial project discharges process and hydrostatic testing wastewater to various waters of the state. Permit Writer: George Oliver at 317/232-8702.

CREEKSIDE MHP WWTP, Permit No. IN0038431, SHELBY COUNTY, 6484 N London Rd, Fairland, IN. This semi-public facility discharges 0.0135 million gallons per day of treated sanitary wastewater into Sugar Creek. Permit Writer: Leigh Voss at 232-8698.

TOWN OF SHIRLEY WWTP, Permit No. IN0024503, HANCOCK & HENRY COUNTY, 10784 E CR 650 N, Shirley, IN. This municipal facility discharges 0.155 million gallons per day of treated sanitary wastewater into Smith Ditch. Permit Contact: Bill Stenner at 317/233-1449.

MINOR – MODIFICATIONS

TOWN OF FORTVILLE WWTP, Permit No. IN0020958, HANCOCK COUNTY, 500 W Church St., Fortville, IN. This modification reflects approval of their CSO Long Term Control Plan. Permit Writer: Brady Dryer at 317/233-0183.

TOWN OF RIDGEVILLE WWTP, Permit No. IN0020001, RANDOLPH COUNTY, 2353 E. Main St., Ridgeville, IN. This modification reflects the approval of their CSO Long Term Control Plan. Permit Writer: Brady Dryer at 317/233- 0183.

APPEAL PROCEDURES FOR FINAL PERMITS

The Final Permits are available for review & copies at IDEM, Indiana Government Center, North Bldg, 100 N Senate Ave, Indianapolis, IN, Rm 1203, Office of Water Quality/NPDES Permit Section, from 9 – 4, M - F (copies 10¢ per page). Each Final Permit is available at the respective, local County Health Department. **Please tell others you think would be interested in this matter.** For information about your rights and responsibilities pertaining to the Public Notice process and timeframes, please visit IDEM websites: <http://www.in.gov/idem/5474.htm> and IDEM Permit Guide (Public Participation): <http://www.in.gov/idem/4172.htm>.

APPEAL PROCEDURE: Any person affected by the issuance of the Final Permit may appeal by filing a **Petition for Administrative Review** with the Office of Environmental Adjudication **within** eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting the appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

TIMELY FILING: The **Petition for Administrative Review** must be received by the Office of Environmental Adjudication (OEA) **within** 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. The **Petition for Administrative Review** represents a request for an Adjudicatory Hearing; therefore it must include the following information:

- **state the name and address** of the person making the request;
- **identify the interest** of the person making the request;
- **identify any persons represented** by the person making the request;
- **state specifically the reasons** for the request;
- **state specifically the issues proposed for consideration** at the hearing;
- **identify the Final Permit Rule terms and conditions** which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the **Petition for Administrative Review** desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a **Petition for Stay** must be included in the appeal request, identifying those parts to be stayed. All Petitions must be mailed or delivered, within the timeframe noted above, to the following address:

**Environmental Law Judge
Office of Environmental Adjudication (OEA)
IGC – North Building- Rm 501
100 N. Senate Avenue
Indianapolis IN 46204
317/232-8591.**

STAY TIME FRAME: If the Petition(s) is filed **within** eighteen (18) days of the date of this Public Notice, the effective date of any part of the permit, within the scope of the **Petition for Stay** is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

HEARING NOTIFICATION: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the **Petition for Administrative Review**. The **Petition for Administrative Review** must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the **OEA at 317/232-8591.**